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## FACSIMILE COVER SHEET

DATE: October 24, 2007 NO. OF PAGES: 3  
(INCLUDING THIS COVER)

TO: Pre-Grant Publication Division  
United States Patent and Trademark Office

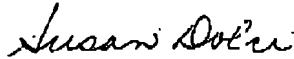
FAX NO.: 703 305-8568

FROM: Susan Dolci

Re: U.S. Serial No. 10/555,627  
Title: OXAZOLIDINONE DERIVATIVES AS ANTIMICROBIALS  
Our Ref.: RLL-314US

Attached are a Petition for Express Abandonment to Avoid Publication Under 37 CFR 1.138C and a Petition for Express Abandonment to Obtain a Refund for the above-referenced patent application.

Sincerely,



Susan Dolci  
Paralegal – Intellectual Property

CONFIDENTIALITY NOTE:

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Doc Code:

PTO/SB/24A (03-06)  
Approved for use through 07/31/2008. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**PETITION FOR EXPRESS  
ABANDONMENT TO AVOID  
PUBLICATION UNDER 37 CFR 1.138(c)**

Fax the petition directly to the  
Pre-Grant Publication Division at (703) 305-8568  
Or Mail the petition to:  
Mail Stop Express Abandonment  
Commissioner for Patents  
P.O. Box 1450, Alexandria, VA 22313-1450

Application Number	10/555/627
Filing Date	November 4, 2005
First Named Inventor	Anita MERTA
Art Unit	1626
Examiner Name	TBA
Attorney Docket Number	RLL-314US

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**Petition for Express Abandonment to Avoid Publication under 37 CFR 1.138(c)**

I hereby petition to expressly abandon the above-identified application to avoid publication.

**Petition Fee - must be filed with petition to avoid delays in recognizing the petition.**

- a.  The Director is hereby authorized to charge the petition fee under 37 CFR 1.17(h) to Deposit Account No. 50-0912. I have enclosed a duplicate copy of this sheet.
- b.  Check in the amount of \$ \_\_\_\_\_ is enclosed.
- c.  Payment by credit card (Form PTO-2038 is enclosed).

**NOTE: A paper requesting express abandonment of an application is not effective unless and until an appropriate USPTO official recognizes and acts on the paper. See the Manual of Patent Examining Procedure (MPEP), section 711.01. In addition, the paper will not stop publication of the application unless a petition under 37 CFR 1.138(c) is recognized and acted on by the Pre-Grant Publication Division in sufficient time to avoid publication (e.g., more than four (4) weeks prior to the projected publication date).**

**TO REQUEST A REFUND OF SEARCH FEE AND EXCESS CLAIMS FEE  
(IF ELIGIBLE), PLEASE ALSO INCLUDE FORM PTO/SB/24B WITH THIS FORM.**

I am the:  applicant

- assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)
- attorney or agent of record. Attorney or agent registration Number is 42,648
- attorney or agent acting under 37 CFR 1.34, who is authorized under 37 CFR 1.138(b) because the application is expressly abandoned in favor of a continuing application. Attorney or agent registration Number is \_\_\_\_\_



October 24, 2007

Date

George E. Helbel

609 720-5334

Typed or printed name

Telephone Number

**Note: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.**

Total of 1 forms are submitted.

This collection of information is required by 37 CFR 1.138(c). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. Send to: Mail Stop Express Abandonment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

*If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.*

PTO/SB/24B (07-08)

Approved for use through 07/31/2008. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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<b>PETITION FOR EXPRESS ABANDONMENT TO OBTAIN A REFUND</b>		Application Number	10/555,627
Fax the petition directly to the Pre-Grant Publication Division at (703) 305-8568 Or Mail the petition to: Mail Stop Express Abandonment Commissioner for Patents P.O. Box 1450, Alexandria, VA 22313-1450		Filing Date	November 4, 2005
		First Named Inventor	Anita MEHTA
		Art Unit	1626
		Examiner Name	TBA
		Attorney Docket Number	RLL-314US

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CENTRAL FAX CENTER  
OCT 25 2007**Petition for Express Abandonment Under 37 CFR 1.138(d) to Obtain a Refund**

I hereby petition to expressly abandon the above-identified application to obtain a refund of any previously paid search fee and excess claims fee in the application. Please refund any search fee and excess claims fee paid in this application.

The Director is hereby authorized to credit the fee(s) to Deposit Account No. 50-0912

**NOTE:** The provisions of 37 CFR 1.138(d) only apply to applications filed under 35 U.S.C. 111(a) on or after December 8, 2004. A paper requesting express abandonment of an application is not effective unless and until an appropriate USPTO official recognizes and acts on the paper. See the Manual of Patent Examining Procedure (MPEP), section 711.01.

**TO AVOID PUBLICATION, INCLUDE FORM PTO/SB/24A AND PETITION FEE WITH THIS FORM.**

I am the:  applicant.

assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)

attorney or agent of record. Attorney or agent registration number is 42,648

attorney or agent acting under 37 CFR 1.34, who is authorized under 37 CFR 1.138(b) because the application is expressly abandoned in favor of a continuing application. Attorney or agent registration number is \_\_\_\_\_



Signature

October 24, 2007

Date

George E. Helbel

Typed or printed name

609 720-5334

Telephone Number

**Note:** Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

Total of 1 forms are submitted.

This collection of information is required by 37 CFR 1.138(c). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Express Abandonment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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